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9 Attorneys for Plaintiffs

10 **UNITED STATES DISTRICT COURT**  
11 **EASTERN DISTRICT OF CALIFORNIA**

12 ANTHONY GALLEY, Deceased, by and through  
13 his Co-Successors in Interest, P.P. and B.P.,  
14 minors, through their mother and Next Friend,  
15 Christina O’Neal, Individually and as Co-  
16 Successors in Interest for ANTHONY GALLEY,  
17 Deceased,

18 Plaintiffs,

19 vs.

20 COUNTY OF SACRAMENTO, a public entity;  
21 FORMER SACRAMENTO COUNTY SHERIFF  
22 SCOTT R. JONES, in his individual capacity; Jail  
23 Commander ANTHONY PAONESSA, Jail  
24 Medical Director VEER BABU, M.D., MAXIM  
25 HEALTHCARE SERVICES, INC. dba MAXIM  
26 STAFFING SOLUTIONS, a Maryland  
27 Corporation; MAXIM HEALTHCARE  
28 STAFFING SERVICES, INC., a Maryland  
Corporation; ERICA WOODS, R.N., and DOES  
1–20; individually, jointly, and severally,

Defendants.

Case No. 2:23-cv-00325-WBS-AC

**STIPULATION AND ORDER TO  
CONTINUE PRETRIAL AND TRIAL  
DATES**

1 All parties, by and through their respective attorneys of record, hereby stipulate and request  
2 that this Court continue trial and pretrial dates in this matter for the following reasons:

3 1. This is a complex civil rights death case based on allegations of Defendants' failure  
4 to provide for decedent Anthony Galley's serious medical needs in the Sacramento County Jail  
5 where he died on February 15, 2022. Claims against County Defendants also include allegations  
6 that County customs, policies, training and supervision at the jail set in motion the violation(s) of  
7 Mr. Galley's rights. Plaintiff alleges that similar issues concerning County practices at the jail have  
8 also been raised, both before and after Mr. Galley's death, in the class action entitled *Mays v.*  
9 *County of Sacramento*, CAED No. 2:18-cv-02081-TLN-CSK. Mr. Galley is survived by his two  
10 minor children, Plaintiffs P.P. and B.P.

12 2. Defendants are represented by three groups of separate counsel, complicating  
13 scheduling of depositions.

14 3. Although this case was filed on February 23, 2023, County Defendants and Maxim  
15 Defendants filed seriatim motions to dismiss that were not resolved until September 19, 2023.  
16 (ECF 45). The Maxim Defendants answered the First Amended Complaint on November 2, 2023.  
17 (ECF 48).

19 4. Since that time, the parties have exchanged voluminous documents both directly and  
20 by subpoena. The parties have had to meet and confer repeatedly concerning document production,  
21 so far successfully resolving issues without the need for motion practice. For example, County  
22 Defendants produced additional relevant policies, including the Nurse Intake Policy, Medical Sick  
23 Call Policy, and Standardized Nursing Protocols on November 21, 2024.

25 5. Plaintiffs were able to partially depose Defendant Erica Woods, R.N. on January 10,  
26 2025, however that deposition could not be completed due to technical difficulties in County's  
27 counsel's office. Ms. Woods deposition is scheduled for completion on February 11, 2025.

1           6.       Also currently scheduled are the depositions of three jail deputies involved in events  
2 or investigation of Mr. Galley's death, as well as three individuals who were present at Mr. Galley's  
3 arrest before he went to jail.

4           7.       Individuals and parties still needing to be deposed include: Plaintiffs and/or their  
5 mother, Defendant former Medical Director Veer Babu, M.D., Defendant Jail Commander  
6 Paonessa, possibly Defendant Sheriff Scott Jones, other deputies on duty during Mr. Galley's short  
7 incarceration, Ms. Woods' nursing supervisor, other nurses on duty during Mr. Galley's intake and  
8 incarceration, inmates present in Mr. Galley's holding cell during his incarceration, Mr. Galley's  
9 medical treaters at the hospital, County's forensic pathologist, possibly some *Mays* counsel, *Mays*  
10 Court-Ordered Monitors, and County Persons Most Knowledgeable concerning changes being made  
11 to nursing policies and protocols under the *Mays* consent decree at that time, history of known  
12 medical and staffing issues at the jail, and issues raised in *Mays* Court-Ordered Monitors' reports  
13 both before and after Mr. Galley's death.

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15           8.       Counsel believe that it will take several more months to complete necessary  
16 depositions before the parties will be ready to exchange expert disclosures and meaningfully engage  
17 in mediation or a settlement conference. Thereafter, since each party may designate multiple  
18 medical and jail experts, the parties request some additional time in the schedule for expert  
19 depositions.

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21           9.       Finally, given that Defendants through their separate counsel may file three separate  
22 motions for summary judgment, Plaintiffs request four weeks to file responses.

23           10.      This is the first continuance requested.  
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11. The parties therefore propose the following schedule:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Expert Disclosures due	May 5, 2025	October 27, 2025
Rebuttal Expert Disclosures	June 2, 2025	November 24, 2025
Discovery Cutoff	June 30, 2025	January 23, 2026
Motion Filing Deadline	August 25, 2025	February 23, 2026
Motion Response Deadline		March 23, 2026
Final Pretrial Conference	November 3, 2025	June 1, 2026, 1:30 pm
Trial	January 6, 2026	July 20, 2026, 9:00 am

For the foregoing reasons, the parties respectfully request that this Court enter an order extending the briefing schedule in this case as set forth above.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

Dated: January 25, 2025

HADDAD & SHERWIN LLP

/s/ Brian Hawkinson

BRIAN HAWKINSON  
Attorneys for Plaintiffs

Dated: January 25, 2025

BEACH LAW GROUP, LLP

/s/ Rachel K. Mandelberg

THOMAS E. BEACH  
SUEANNE D. CHADBOURNE  
RACHEL K. MANDELBERG  
MOLLY LOY  
Attorneys for Defendants  
MAXIM HEALTHCARE SERVICES, INC., MAXIM  
HEALTHCARE STAFFING SERVICES, INC., and  
ERICA WOODS, R.N.

1 Dated: January 25, 2025

PORTER SCOTT, APC

2  
3 /s/ Matthew W. Gross

4 CARL FESSENDEN  
5 JOHN R. WHITEFLEET  
6 MATTHEW W. GROSS  
7 Attorneys for Defendants  
8 COUNTY OF SACRAMENTO, Sheriff SCOTT R.  
9 JONES, and Jail Commander ANTHONY  
10 PAONESSA

11 DATED: January 25, 2025

RIVERA HEWITT PAUL LLP

12 /s/ Kristlenne C. Vicuna

13 KRISTLENNE C. VICUNA  
14 JONATHAN B. PAUL  
15 Attorneys for Defendant  
16 Veer Babu, M.D.  
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**ORDER**

PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING, IT IS SO ORDERED.

The pretrial and trial schedules are modified as follow:

<b><u>Event</u></b>	<b><u>Current Date</u></b>	<b><u>New Date</u></b>
Expert Disclosures due	May 5, 2025	October 27, 2025
Rebuttal Expert Disclosures	June 2, 2025	November 24, 2025
Discovery Cutoff	June 30, 2025	January 23, 2026
Motion Filing Deadline	August 25, 2025	February 23, 2026
Motion Response Deadline	NONE	March 23, 2026
Final Pretrial Conference	November 3, 2025	<b>June 1, 2026, 1:30 pm</b>
Trial	January 6, 2026	<b>August 11, 2026, 9:00 am</b>

Dated: January 23, 2025

  
**WILLIAM B. SHUBB**  
**UNITED STATES DISTRICT JUDGE**